

CERTIFICATE OF FILING

I hereby certify that this paper and every paper referred to therein as being enclosed is being filed with the USPTO electronically via EFS-Web or via first class mail addressed to: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date below

Date: May 4, 2011

By /Jennifer Archer/
Jennifer Archer

Docket No.: 107101-47 WCG
Confirmation No. 2497

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Elisabeth ARKENAU-MARIC, et al.
SERIAL NO. : 10/567,594
FILED : December 12, 2006
FOR : DOSAGE FORM THAT IS SAFEGUARDED FROM ABUSE
ART UNIT : 1615
EXAMINER : Hasan Syed Ahmed

May 4, 2011

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

SIR:

Pursuant to 37 CFR §§ 1.56, 1.97 and 1.98, Applicants respectfully request that the Examiner consider the references listed on the attached Form PTO/SB/08.

I. Timeliness, Fees and Certifications in lieu of Fees

This information disclosure statement is being filed within three months of the filing date of the application, or within three months of entry into the national stage, or before the mailing of a first Office Action on the merits. Pursuant to 37 CFR § 1.97(b), consideration of this information disclosure statement does not require a fee or a statement under 37 CFR § 1.97(e). However, should the Commissioner determine that a fee is, in fact, due, the Commissioner is hereby authorized to charge the fee to Deposit Account No. 14-1263.

II. Copies of Listed References

Copies of all references listed on the attached Form PTO Form SB 08 are being supplied. Copies of U.S. patents are not included pursuant to 37 CFR § 1.98 (a) (2) (ii).

III. Concise Statement of Relevance

All references listed on the attached Form PTO Form SB 08 are parallel families.

US Patent Application No. 11/007,887 is published as US 20050152843 A1 (previously cited); corresponds to US Application No. 12/822,719, filed June 24, 2010, published as US 2010260833 (A1); also published as WO 2003105808 A1 (previously cited and provided); AT 411007 (T); AU 2003237944 (A1); DE 10250083 (A1) (previously cited and provided); DK 1515702 (T3); EP 1515702 (A1); ES 2315505 (T3); JP 2005534664 (T); PT 1515702 (E); SI 1515702 (T1); also filed as application numbers BE 1515702; BG 1515702; CH 1515720; CY 1515702; CZ1515702; DE 1515702; DE 10227077.5; EE 1515702; FI 1515702; FR 1515702; GB 1515702; GR 1515702; HU 1515702; IE 1515702; IT 1515702; LT 1515702; LU 1515702; LV 1515702; NL 1515702; RO 1515702; SE 1515702; SK 1515702; and TR 1515702.

Co-pending US Application No. 12/778,521, filed May 12, 2010 is published as US 2010221322 (A1); corresponds to US Application No. 11/113,020, filed April 25, 2005, published as US 2005191244 (A1) (abandoned, previously cited); also published as AU 2003279317 (A1); DE 10250088 (A1); EP 1560585 (A1); WO 2004037260 (A1) (previously cited and provided); also filed as application No. DE 10250085.1.

Co-pending US Application No. 11/113,118, filed April 25, 2005 is published as US 20050214223 (A1) (previously cited); also published as WO 2004037259 (A1) (previously cited and provided); JP 2006506374 (A); DE 10250084 (A1) (previously cited and provided); EP 1558257; PL P-375478; CA 2502965; and AU 2003278133 (A1).

Co-pending US Application No. 11/113,055, filed April 25, 2005 published as US 2005186139 (previously cited, now abandoned); corresponds to US 12/646,326, filed December

23, 2009 is published as US 2010098758 (A1) (previously cited); also published as AT 363896 (T); AU 2003274071 (A1); DE 10250087 (A1) (previously cited and provided); EP 1558221 (A1); ES 2288621 (T3); also filed as application number BE 1558221; CH 1558221; DE 1558221; FR 1558221; GB 1558221; HU 1558221; IT 1558221; LV 1558221; and NL 1558221.

Co-pending US Application No. 10/ 567,594, filed December 12, 2006 published as US 20070183980 (A1) (previously cited); corresponds to US Application No. 10/718,221 filed November 20, 2003 published as US 20050031546 (A1) (previously cited); corresponds to US Application No. 11/349,537 filed February 6, 2006 published as US 20060193782 (A1) (previously cited); corresponds to US Application No. 11/349,544 filed February 6, 2006 published as US 20070183979 (A1) (previously cited); corresponds to US Application No. 11/462,216 filed August 3, 2006 published as US 20070048228 (A1) (previously cited); corresponds to US Application No. 12/140,665 filed June 17, 2008 published as US 2008000311049 (A1); corresponds to US Application No. 12/140,444 filed June 17, 2008 published as US 20080247959 (A1); also published as KR 1020060069832; CA 2534932; NO 20061055; RU 2354357; CN 001863513 A; CN 001863514; ES 1658055; HR P20070272; PT 1658054; PT 1658055; AR 45352 (A1); AU 2004264667 (A1); BR P10413318 and filed as AR P040102830; AR P040102829; AU 2004264666; AU 2004264667; CA 2534925; CL 2017-2004; CL 2016-2004CO 6030701; CO 6010699; SP 06-06346; SP 06-6345IL 173558; IL 173478; KR 2006-7002521; MX a/A/2006/001452; MX A/a/2006001453; NO 20061054; NZ 545202; PE 755-2004; PE 00756-2004; RU 2006106725; VE 1275-2004; VE1276-2004; and ZA 2006/01090; and published as AT 1658055; AT 1658054; BE 1658055; BE 1658054; BG 1658055; BG1658054; CH 1658054; CH 1658055; A; CY 1658055; CY 1658054; CZ 1658054; CZ 1658055; DE 1658055; DE 10336400 A1 (previously cited and provided); DE 1658054; DK 1658055; DK 1658054; EE 1658054; EE 1658055; EP 1658055; EP 1859789 (previously cited and provided); EP 1658054; EP 1842533; ES 1658054; FI 1658054; FI 1658055; FR 1658054; FR 1658055; GB 1658054; GB 1658055; GR 1658054; GR 1658054; GR 1658055; HK 1113744; HK 1095082; HK 1115051; HK 1095081; HR 1658054; HU 1658054; HU 1658055; IR 1658055; IE 1658054; IT 1658054; IT 1658055; JP 2007501201; JP 2007501202; LT 1658055; LT 1658054; LU 1658054; LU 1658055; LV 1658054; LV 1658055; NL 1658055; NL

1658054; NZ published as WO 2005016314; PL 1658054; PL 1658055; RO 1658054; RO 1658055; SE 1658055; SE 1658054; SI 1658054; SI 1658055; SK 1658054; SK 1658055; TR 1658054; TR 1658055; AR45353 (A1); AR 46994 (A1); AR 49083 (A1); AR 49839 (A1); AR 54328; AT 356618 (A1); AT 365545 (T); AT 447942 (T); AU 2004264666 (A1); AU 2004308653 (A1); AU 2006210145 (A1); BR P10413361; WO 2005016313 (A1) (previously cited and provided); and WO 2005016314 (A1) (previously cited and provided).

Co-pending US Application No. 11/471,438, filed June 20, 2006 is published as US 200700003616 (previously cited); corresponds to US Application No. 12/140,718 is published as US 20090005408 (previously cited); also published as CN 01917862; EP 1699440; ES 2336571; PT 1699440; SI 1699440; AR 46994; AU 2004308653; CA 2551231; WO 2005063214 (previously cited and provided) and files as AT 1699440; BE 1699440; BG 1699440; CH 1699440; CY 1699440; CZ 1699440; DE 1699440; DE 10361596 A1; DK 1699440; EE 1699440; FI 1699440; FR 1699440; GB 1699440; GR 1699440; HK 1099511; HU 1699440; IE 1699440; IT 1699440; JP 2007516998; LT 1699440; LU 1699440; LV 1699440; NL 1699440; PL 1699440; RO 1699440; SE 1699440; SK 1699440; TR 1699440; VE 02237-2004; CL 3308-2004; IL 176296; MX A/a/2006/007344; and PE 26-2005.

Co-pending US Application No. 11/583,808 filed October 20, 2006 is also published as US 2007065365 (A1); DE 102004019916 (A1); EP 1740161 (A2); and WO 2005102294 (A2).

Co-pending US Application No. 10/890,703, filed July 14, 2004, published as US 2005236741 (previously cited); corresponds to US Application No. 12/140,531, filed June 17, 2008, published as US 20080317854 (A1) is also published as CN 1980643; DE 102004020220 (A1); and filed as EP 1740156; HK 1100639; JP 2007533692; PE 01952006; AR 50107591; CL 952-2005; IL 178787; IN 286/DELNP/2006; and VE 742-2005.

Co-pending US Application No. 10/890,763 filed July 14, 2004, published as US 2006002860 (previously cited); corresponds to US Application No. 12/140,470, filed June 17, 2008, published as US 2008248113 (previously cited); also published as AR 049562; AU

2005259476; CA 2572491; CN 101027044; DE 10 2004 032049 (previously cited and provided); EP 1765303; MX 2007000009; PE 05232006; RU 2007103707; WO 2006002884; HK 1107930 and filed as JP 2008504327; CL 1625-2005; IL 180470 and VE 1329-2005.

Co-pending US Application No. 10/890,707 filed July 14, 2004 is published as US 2006039864 (previously cited); also published as AR 053304; AU 2005259478; BR P10513300; CA 2572352; CN 101022787; DE 102004032103 (previously cited and provided); EP 1786403; KR 20070039041; MX 2007000008; NO 20070578; NZ 552716; RU 2007103712; WO 2006002886 (previously cited and presented); HK 1110774 and ZA 200700843; and filed as JP 2008504328; EC SP067117; CL 1623-2005; CO 06-128.770; HK 07111252.3; IL 180471; IN 29/DELNP/2007; PE 759-2005 and VE 1330-2005.

Co-pending US Application No. 10/890,704 filed July 14, 2004 is published as US 20060002859 (previously cited); corresponds to US Application No. 12/140,496 filed June 17, 2008 is published as US 20080312264; is also published as CN 101010071; DE 102004032051 (previously cited and provided); WO2006002883 (previously cited and provided); and filed as EP 1765298; HK 1107931; AR 50102720; CL 1624-2005; IL 180335; IN 7961/DELNP/2006; PE 758-2005 and VE 1326-2005.

Co-pending US Application No. 11/348,276 filed February 6, 2006 is published as US 2006188447 (previously cited); corresponds to US Application No. 12/140,609 filed June 17, 2008 is published as US 2008311197 (previously cited); is also published as AR 054222; CA 2595979; CN 101111232; DE 102005005449 (previously cited and provided); EP 1845955; and WO 2006082097 (previously cited and provided) and filed as JP 2008528653; PE 12042006; TW 200640500; CL 0258-2006; HK 07113637.5; IL 185017; IN 729/KOLNP/2007; and VE 00199-2006.

Co-pending US Application No. 11/348,295 filed February 6, 2006 is published as US 20061093914 (previously cited); corresponds to US Application No. 12/140,568 filed June 17, 2008 is published as US 20080311187; corresponds to US Application No. 12/640,915 filed

December 17, 1009 PUBLISHED AS us 20100151028; also published as DE 102005005446 (previously cited and provided); ZA 200705836; RU 2007132975; PE 10872006; NZ 560203; NO 20074412; MX 2007009393; KR 20070111510; JP 2008528654; WO 2006082099 (previously cited and provided); EP 1845956; CN 101175482; CA 2595954; BR P10606145; AU 2006210145; and AR 054328; and filed as TW 200640501; CL 259-2006; CO 07079465; EC SP077636; IL 185018; IN 2728/KOLNP/2007; RU 2010119291 and VE 002002006.

Co-pending US Application No. 12/044,586 filed March 7, 2008 is published as US 2009004267 (previously cited); is also published as DE 102007011485; EP 2131830; and WO 2008107149.

Co-pending US Application No. 12/358,415 filed January 23, 2009 is published as US 2009202634; is also published as AU 2009207796; CA 2713128; EP 2249811; KR 20102111303; MX 2010008138; TW 200944247; WO 2009092601 (previously cited and provided); is also published in BB, BR, CN, CO, EP, IL, IN, JP, NZ, TT, RU and ZA under WO 2009092601; EC SP100416; also filed as TH 901000292.

Co-pending US Application No. 12/840,471 is published as US 2011020451; is also published as WO 2011009603; and WO 2011009604 and filed as EP 09009480.6.

Co-pending US Application No. 12/840,439 filed July 21, 2010 is published as US 20110038930; is also published as WO 2011009602 and filed as EP 09009499.6.

Co-pending US Application No. 12/916,988 filed November 1, 2010 is published as US 2011082214 is also published as WO 2009135680; AU 2009243681; CA 2723438; EP 2273983; KR 20110016921; MX 20100012039; and filed as TH 901002093.

Co-pending US Application No. 13/018,629 filed February 1, 2011 (not yet published) is the non-provisional application of US 61/300,857; and is also filed in the EPO as EP 10001095.8.

Consideration of the foregoing in relation to this application is respectfully requested.

Respectfully submitted,

NORRIS MCLAUGHLIN & MARCUS, P.A.

By /William C. Gerstenzang/
William C. Gerstenzang
Reg. No. 27,552

875 Third Avenue - 8th Floor
New York, New York 10022
Phone: (212) 808-0700
Fax: (212) 808-0844